ORIGINALLY FILED Attordey's Docket No.: \_ **Patent** Daniel E. Grupp In Re the Application of: \_\_\_ (inventor(s)) Application No.: \_\_\_09/612,607 July 7, 2000 **ELECTRONSTATICALLY PERATED TUNNELING TRANSISTOR** (title) Group Art Unit: 2814 Examiner: Wille, Douglas A. NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231 Sir: Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated 12/06/2001 of the Examiner rejecting claims 23-25 The item(s) checked below are appropriate: The following is the Notice of Appeal fee under 37 C.F.R § 1.17(b): X a. other than small entity: 320.00 fee \$ b. small entity: fee \$ 160.00 X verified statement attached verified statement was filed \_\_\_ A petition under 37 C.F.R. § 1.136(a) for an extension of time for reply to the rejection is enclosed along with a check for the fee for the extension of time. X Enclosed is a check in the amount of \$ 320.00 for the Notice of Appeal fee. I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 February 15, 2002 Date of Deposit Sarah M. Montgomery Name of Person Mailing Correspondence

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